

Status: Point in time view as at 01/02/2015.

Changes to legislation: There are currently no known outstanding effects for the Offender Rehabilitation Act 2014, Cross Heading: Criminal Justice Act 2003 (c. 44). (See end of Document for details)

SCHEDULES

SCHEDULE 3

RELEASE AND SUPERVISION: MINOR AND CONSEQUENTIAL PROVISION

Criminal Justice Act 2003 (c. 44)

14 The Criminal Justice Act 2003 is amended as follows.

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Commencement Information

I1 Sch. 3 para. 14 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

15 In the heading of Chapter 6 of Part 12, after “licences” insert “, supervision”.

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Commencement Information

I2 Sch. 3 para. 15 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

16 In the heading of section 243A, after “release” insert “ certain ”.

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Commencement Information

I3 Sch. 3 para. 16 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

17 In section 243A(3)(a) (duty to release prisoners serving less than 12 months unconditionally: definition of requisite custodial period), for the words from “in relation to” to “such a term” substitute “ in relation to a person serving one sentence ”.

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Commencement Information

I4 Sch. 3 para. 17 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

18 In section 244(3)(a) (duty to release prisoners on licence: definition of requisite custodial period), for the words from “in relation to” to “such a term” substitute “ in relation to a prisoner serving one sentence ”.

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Commencement Information

I5 Sch. 3 para. 18 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

19 Omit the italic heading before section 256B.

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16 Sch. 3 para. 19 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

- 20 For the heading of that section substitute “ Supervision after release of certain young offenders serving less than 12 months ”.

Commencement Information

17 Sch. 3 para. 20 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

- 21 In section 256C(4)(b) (breach of supervision requirements), for “impose on the offender” substitute “ order the offender to pay ”.

Commencement Information

18 Sch. 3 para. 21 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

- 22 In the heading of that section, at the end insert “ imposed under section 256B ”.

Commencement Information

19 Sch. 3 para. 22 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

- 23 (1) Section 268 (interpretation of Chapter 6) is amended as follows.
- (2) The existing text is re-numbered as subsection (1).
- (3) In subsection (1), in the definition of “fixed-term prisoner”, for “ “fixed-term prisoner” has” substitute “ “fixed-term prisoner” and “fixed-term sentence” have”.
- (4) In subsection (1), at the appropriate places insert—
- ““offender subject to supervision under this Chapter” means a person who is subject to supervision requirements under section 256AA or 256B;”;
- ““supervision default order” means an order described in section 256AC(4) (c), whether made under that provision or under paragraph 9 of Schedule 19A;”;
- ““the supervision period”, in relation to an offender subject to supervision under this Chapter, has the meaning given in section 256AA or 256B (as appropriate);”;
- ““the supervisor”—
- (a) in relation to an offender subject to supervision requirements under section 256AA, has the meaning given in that section, and
- (b) in relation to an offender subject to supervision requirements under section 256B, means the person who provides supervision under that section;”.
- (5) At the end insert—

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“(2) For the purposes of sections 243A(1A), 256AA(1), 256B(1A) and 264B(1), where an offence is found to have been committed over a period of 2 or more days, or at some time during a period of 2 or more days, it must be taken to have been committed on the last of those days.”

Commencement Information

I10 Sch. 3 para. 23 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

- 24 (1) Section 302 (execution of process between England and Wales and Scotland) is amended as follows.
- (2) After “under—” insert—
- “section 256AC(1) or (3),
section 256C(1) or (3),”.
- (3) Omit the “or” before “paragraph 6(2) or (4)”.
- (4) After “Schedule 12” insert “or
paragraph 8(1) or 10(5) of Schedule 19A,”.

Commencement Information

I11 Sch. 3 para. 24 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

- 25 In section 330(5)(a) (orders subject to affirmative procedure) at the appropriate place insert— “ section 256AB(4), ”; “ paragraph 6 of Schedule 19A, ”.

Commencement Information

I12 Sch. 3 para. 25 in force at 1.2.2015 by S.I. 2015/40, art. 2(t)

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